

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET										
CR No: 19-3595 KWR			USA vs.: BENALLY							
Date: 7/1/20			Name of Deft: ANGELITA BENALLY							
Before the Honorable: Kea W. Riggs										
Time In/Out:		2:21pm-3:24pm			Total Time in Court (for JS10):			1 hr 3 minutes		
Clerk:		C. Bevel			Court Reporter:			J. Goehl		
AUSA:		Frederick Mendenhall			Defendant's Counsel:			Emily Carey		
Sentencing in:		Albuquerque			Interpreter:			N/A		
Probation Officer:		George Rodriguez			Interpreter Sworn?			<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Convicted on:		<input checked="" type="checkbox"/>	Plea	Verdict	As to:	Information		<input checked="" type="checkbox"/>	Indictment	
If Plea:		<input checked="" type="checkbox"/>	Accepted	Not Accepted	Adjudged/Found Guilty on Counts: Count 1					
If Plea Agreement:		<input checked="" type="checkbox"/>	Accepted	Not Accepted	No Plea Agreement		Comments:			
Date of Plea/Verdict:		2/21/20		PSR: <input checked="" type="checkbox"/>	Not Disputed	Disputed	<input checked="" type="checkbox"/>	Courts adopts PSR Findings		
Evidentiary Hrg:		<input checked="" type="checkbox"/>	Not Needed	Needed	Exceptions to PSR: Defendant's Objection overruled					
SENTENCE IMPOSED				Imprisonment (BOP): 30 months						
Supervised Release:		3 years						Probation:		
REC	<input checked="" type="checkbox"/>	500-Hour Drug Program		BOP Sex Offender Program			Other:			
ICE		Court recommends ICE begin removal proceedings immediately or during service of sentence						ICE not applicable		
SPECIAL CONDITIONS OF SUPERVISION										
No re-entry without legal authorization					Home confinement for months days					
Comply with ICE laws and regulation					<input checked="" type="checkbox"/>	Community service for 100 hours during supervised release.				
Participate in/successfully complete subst abuse program/testing						Reside halfway house 6 months days				
Participate in/successfully complete mental health program						Register as sex offender				
Refrain from use/possession of alcohol/intoxicants						Participate in sex offender treatment program				
Submit to search of person/property						Possess no sexual material				
No contact with victim(s) and/or co-defendant(s)						No computer with access to online services				
No entering or loitering near victim's residence						No contact with children under 18 years				
Provide financial information						No volunteering where children supervised				
Waive right of confidentiality and allow the treatment provider to release treatment records						Restricted from occupation with access to children				
Must not knowingly purchase, possess, distribute, administer, or otherwise use any psychoactive substances (e.g., synthetic marijuana, bath salts, etc.) that impair your physical or mental functioning, whether or not intended for human consumption.						No loitering within 100 feet of school yards				
Must not possess, sell, offer for sale, transport, cause to be transported, cause to affect interstate commerce, import, or export any drug paraphernalia, as defined in 21 U.S.C. 863(d).						If defendant is unemployed - Must participate in an educational or vocational services program and follow the rules and regulations of that program				
You must take all mental health medications that are prescribed by your treating physician. You may be required to pay all, or a portion, of the costs of the program										
Fine: \$ 0					Restitution: \$			515.20 Further restitution to be left open and ruled upon by the Court within 60 days		
SPA: \$ 100.00 (100 per count)					Payment Schedule:		<input checked="" type="checkbox"/>	Due Immediately	<input type="checkbox"/> Waived	
OTHER:										
Advised of Right to Appeal			<input checked="" type="checkbox"/>	Waived Appeal Rights per Plea Agreement						
Deft on Conditions of Release			<input checked="" type="checkbox"/>	Voluntary Surrender- 60 days from date of entry of Judgment						

<input checked="" type="checkbox"/>	Recommended place(s) of incarceration: BOP Facility with RDAP program Safford AZ
	Dismissed Counts:
OTHER COMMENTS:	Ms. Carey objects to restitution for R.G. in Paragraphs 21 and 83 of the PSR. Court will hear argument as to restitution and go from there. Mr. Mendenhall addresses restitution regarding second victim. No objection from counsel regarding going forward with sentencing and holding restitution as to victim two will remain open. Defendant addresses Court. Ms. Ruby Greysinger, victim's mother addresses Court. By agreement of counsel and the Court, restitution decision will be incorporated into the Judgment, no further hearing will be necessary.